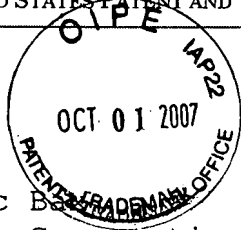




UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
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Mr. Eric Bax
iSpheres Corporation
640 Third Street
Oakland CA 94607

COPY MAILED

SEP 21 2007

OFFICE OF PETITIONS

In re Application of :
Bax, et al. : DECISION ON PETITION
Application No. 09/728,689 :
Filed: December 1, 2000 :
Docket No.: INFOS 45077 :

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed July 28, 2006, to revive the above-identified application.

The petition is GRANTED.

This application became abandoned March 1, 2005 for failure to timely reply to the non-final Office action mailed January 31, 2005. The Notice set a three (3) month shortened statutory period of time for reply. No extensions of time in accordance with 37 C.F.R. § 1.136 were timely requested. Notice of Abandonment was mailed March 3, 2006.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

The instant petition has been reviewed and found in compliance with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the failure to timely submit a proper reply to the non-final Office action is accepted as having been unintentionally delayed.

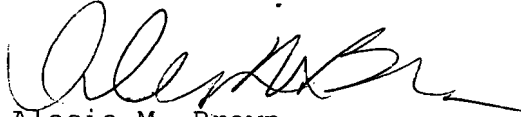
The correspondence address on the petition differs from that contained in the official record. The change of correspondence address submitted with the instant petition fails to indicate the address or customer number that applicants' desire future correspondence be sent. Accordingly, all future correspondence will be directed to the address contained in the official record until proper instruction to the contrary is received.

This application is being forwarded to Technology Center 2100 for further processing.

Application No. 09/728,689

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Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in black ink, appearing to read 'Alesia M. Brown', written in a cursive style.

Alesia M. Brown
Petitions Attorney
Office of Petitions

CC: DAVID VOLEJNICEK
Avaya INC.
1300 W. 120th Ave
Westminster, CO 80234

Organization _____ Bldg./Room _____

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Alexandria, VA. 22313-1450

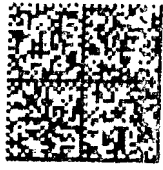
If Undeliverable Return In Ten Days

Official Business

Penalty For Private Use, \$300

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NIXIE 945 DE 1 00 09/26/07
RETURN TO SENDER
ATTEMPTED : NOT KNOWN
UNABLE TO FORWARD
BC: 22313145050 *0117-03261-21-40
94507+355231502450